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By: **Delegates Kelly, Boutin, Cadden, Gaines, Myers, Owings, and Paige**  
Introduced and read first time: January 24, 2003  
Assigned to: Appropriations

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A BILL ENTITLED

1 AN ACT concerning

2 **State Personnel - Contractual Employees - Paid Leave for Jury Duty**

3 FOR the purpose of requiring that certain regulations adopted by the Secretary of  
4 Budget and Management provide for leave with pay, at a certain rate of pay, for  
5 contractual employees in the State Personnel Management System who have  
6 jury duty on a scheduled workday; and generally relating to paid leave for State  
7 employees.

8 BY repealing and reenacting, with amendments,  
9 Article - State Personnel and Pensions  
10 Section 9-1104  
11 Annotated Code of Maryland  
12 (1997 Replacement Volume and 2002 Supplement)

13 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
14 MARYLAND, That the Laws of Maryland read as follows:

15 **Article - State Personnel and Pensions**

16 9-1104.

17 (A) The Secretary may provide by regulation for leave with pay:

18 (1) for jury service;

19 (2) to attend employee organization events approved for this purpose by  
20 the Secretary;

21 (3) up to 15 days for military training or active military duty in a reserve  
22 unit of the armed forces or in the organized militia;

23 (4) unless the employee is a party to the action or a paid witness, to  
24 appear in compliance with a subpoena:

25 (i) in court;

- 1 (ii) before a grand jury;
- 2 (iii) before an administrative unit; or
- 3 (iv) for a deposition;
- 4 (5) for administrative leave for the purpose of immediately removing an  
5 employee from the work site, if the employee:
- 6 (i) poses a threat to self, another individual, or State property; or
- 7 (ii) is incapable of properly performing the employee's duties  
8 because of extraordinary circumstances; and
- 9 (6) any other paid leave the Secretary deems necessary.

10 (B) REGULATIONS ADOPTED BY THE SECRETARY UNDER SUBSECTION (A)(1)  
11 OF THIS SECTION SHALL PROVIDE FOR LEAVE WITH PAY, AT THE CONTRACTUAL  
12 EMPLOYEE'S REGULAR RATE OF PAY, FOR A CONTRACTUAL EMPLOYEE WHO HAS  
13 JURY DUTY ON A SCHEDULED WORKDAY.

14 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
15 October 1, 2003.